

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-200

June 3, 2004

KENNEBUNK, KENNEBUNKPORT AND
WELLS WATER DISTRICT
Request for Approval of Water
Main Extension Exemption of a
Portion of Chapter 650 §3A

ORDER APPROVING
EXEMPTION

WELCH, Chairman; DIAMOND and REISHUS, Commissioner

I. SUMMARY OF DECISION

In this Order, we approve the exemption from §3(A) of Chapter 650 of the Commission's Rules to permit the Kennebunk, Kennebunkport & Wells Water District (District) to charge for the preparation of detailed estimates for complex main extensions and the related changes in the Terms and Conditions

II. BACKGROUND AND DECISION

On March 18, 2004, Kennebunk, Kennebunkport & Wells Water District (District), filed its request for an exemption from § 3(A) of Chapter 650 of the Commission's Rules to permit the District to prepare detailed estimates for potential customers on complex main extensions and charge for such services. The District has also submitted modified Terms and Conditions outlining its method of charging for a detailed estimate for complex main extensions.

The District is a publicly owned water utility serving Kennebunk, Kennebunkport, Wells, Ogunquit and portions of Biddeford. The District receives requests for approximately 50 main extensions each year, with approximately 10% considered complex. However, these complex estimates are using valuable resources that the District could use elsewhere. A typical complex main extension request will often include field investigations, data gathering, and engineering work, in order to accurately estimate the cost of the extension.

For complex main extensions, the District proposes to provide a preliminary estimate at no charge, with a "not-to-exceed" estimate of the cost of preparing a detailed estimate and preliminary design. If the customer wishes to proceed with the main extension request, the customer must deposit the estimated cost of the detailed

COMMISSIONERS VOTING FOR: Welch
Diamond

Reishus
NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.